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6 Attorney for Tony Nivongso

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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10
11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 TONY NIVONGSO,

15 Defendant.

16
17 Case No. 2:14-cr-00128-JCM-PAL

18 **STIPULATION TO CONTINUE
REVOCATION HEARING**
(Fourth Request)

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20 IT IS HEREBY STIPULATED AND AGREED, by and between
Nicholas A. Trutanich, United States Attorney, and Brian Y. Whang, Assistant United States
Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public
Defender, and Raquel Lazo, Assistant Federal Public Defender, counsel for Tony Nivongso,
that the Revocation Hearing currently scheduled on October 23, 2020 at 11:30 am, be vacated
and continued to a date and time convenient to the Court, but no sooner than one-hundred and
twenty (120) days.

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22 This Stipulation is entered into for the following reasons:
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1. The supervised release petition alleges a new violation which is still pending before Judge Boulware in Case No. 2:19-323-RFB-NJK. Defense counsel cannot proceed on the current revocation hearing without resolving the new case.

2. Since the last requested continuance, Mr. Nivongso filed a Motion to Suppress ECF No. 24. The motion is fully briefed, and an evidentiary hearing is scheduled for October 27, 2020. ECF No. 37. Additional time is needed for Judge Boulware to hold the evidentiary hearing and rule on the motion.

3. The defendant is in custody and agrees with the need for the continuance.

4. The parties agree to the continuance.

This is the fourth request for a continuance of the revocation hearing.

DATED this 13th day of October, 2020.

RENE L. VALLADARES
Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

/s/ *Raquel Lazo*
By _____
RAQUEL LAZO
Assistant Federal Public Defender

/s/ Brian Y. Whang
By _____

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
TONY NIVONGSO,
Defendant.

Case No. 2:14-cr-00128-JCM-PAL

ORDER

IT IS ORDERED that the revocation hearing currently scheduled for Friday, October 23, 2020 at 11:30 a.m., be vacated and continued to February 26, 2021 at the hour of 10:30 a.m.

DATED October 14, 2020.

UNITED STATES DISTRICT JUDGE